

State Bar Education Foundation
Labor and Employment Section
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The Labor and Employment Law Section and The State Bar of California Presents **21st Annual Meeting**

Public and Private

Union and Management

Plaintiff and Defense

In-House and Neutral

**October 10 & 11, 2003
Hilton San Diego Resort
San Diego, California**

Earn up to 12.25 Hours MCLE Credit

The State Bar of California and the Labor and Employment
Law Section are State Bar of California MCLE Approved
Providers

New! Register On-Line at www.ieventreg.com/event/labor

Schedule of Events

Program

FRIDAY, OCTOBER 10, 2003

8:00 – 8:45 am

Continental Breakfast/Registration

8:45 – 9:00 am

Welcome
James G. Varga, Partner, Weinberg, Roger & Rosenfeld, Los Angeles, and current Chair of Executive Committee of the Labor and Employment Law Section of the State Bar of California

GENERAL SESSION

9:00 – 10:45 am

The Singing Judge, *International jurist and singing star performing hits from his CD “Legal Eagles Unplugged,” his Honor, Nick Dicta*

“Update on New Labor and Employment Law Developments During the Past Year”
(1.75 Hours of General MCLE Credit)

Henry J. Josefsberg, Law Offices of Henry Josefsberg, Long Beach

Tyler M. Paetkau, Partner, Bingham McCutchen, LLP, Silicon Valley, and Incoming Chair of Executive Committee

10:45 – 11:00 am

Break

Concurrent Sessions

11:00 – 12:15 pm [1]

“Update On New Developments in Public Sector Labor Law During the Past Year”
(1.25 Hours MCLE Credit)

Panelists:
Fred F. D’Orazio, Administrative Law Judge, Public Employment Relations Board, Oakland

Charles D. Sakai, Partner, Curiale Dellaverson Hirschfeld Kraemer & Sloan, LLP, San Francisco

Emma Leheny, Partner, Rothner Segall & Greenstone, Pasadena

Panel Moderator:
Robert W. Thompson, General Counsel, Public Employment Relations Board, Sacramento

11:00 – 12:15 pm [2]

“Making Sense Of The New Judicial Council Form Jury Instructions for Employment Cases”
(1.25 Hours MCLE Credit)

Panelists:
Jeffrey K. Winikow, Los Angeles, Employee-side lawyer who serves on our Section’s Advisory Committee on Employment Jury Instructions

Deborah C. Saxe, Heller Ehrman White & McAuliffe, Los Angeles, Management-side lawyer who serves on our Section’s Advisory Committee on Employment Jury Instructions

Hon. James D. Ward, Justice of California Court of Appeal and Vice-Chair of Judicial Council Task Force on Jury Instructions, with overall responsibility for Civil Jury Instructions

Panel Moderator:
Phil Horowitz, Law Offices of Phil Horowitz, San Francisco, Mediator and Employee-side lawyer who chairs our Section’s Advisory Committee on Employment Jury Instructions

11:00 – 12:15 pm [3]

“Top Ten Employment Issues That Corporate Counsel Face”
(1.25 Hours MCLE Credit)

Panelists:
Diane L. Mack, Legal Counsel, Qualcomm Inc., San Diego

Robert D. Cadish, Chief Labor Counsel, Sempra Energy, San Diego

Panel Moderator:
Patricia C. Perez, President, Puente International Consulting, Inc., San Diego

12:15 – 1:30 pm

1:30 – 3:15 pm

3:15 – 3:30 pm

GENERAL SESSION
3:30 – 4:45 pm

4:45 – 6:15 pm

10:00 – 10:15 am

General Session
10:15 – 11:15 am

Lunch

The Singing Judge

“Wage And Hour Law—Reloaded”
(1.75 Hours MCLE Credit)

Panelists:
Miles Locker, Staff Counsel, Division of Labor Standards Enforcement

David Borgen, Partner, Saperstein, Goldstein, Demchak & Baller, Oakland

Michael J. Loeb, Partner, Bingham McCutchen, San Francisco

Panel Moderator:
Tony Skogen, Managing Shareholder, Littler Mendelson, Los Angeles, and Incoming Secretary of Executive Committee

Break

“SARS, Bio-terror, And Emergency Plans For The Workplace”
(1.25 Hours of General MCLE Credit)

Speakers:
Garry G. Mathiason, Partner, Littler Mendelson, San Francisco

Mitch Dankner, Director of Human Resources, Domtar Corporation, Toronto

Cocktail Reception
Compliments of Littler Mendelson

SATURDAY, OCTOBER 11, 2003

8:00 – 9:00 am

GENERAL SESSION
9:00 – 10:00 am

10:00 – 10:15 am

General Session
10:15 – 11:15 am

Continental Breakfast/Registration

The Singing Judge

“Arbitrating and Mediating the Class Action Lawsuit”
(1 Hour of General MCLE Credit)

Panelists:
Hon. Keith Wisot (Ret.), Mediator at JAMS, Los Angeles

Hon. Anthony J. Battaglia, United States Magistrate Judge, Southern District of California, San Diego

Panel Moderator:
Lloyd C. Loomis, Sonnenschein Nath & Rosenthal LLP, Los Angeles

Break

“FEHA Administrative Practice from Accusation to Writ”
A primer on FEHC procedural regulations, applicable provisions of the APA, discovery challenges, the administrative hearing, briefs, decisions (proposed and final), and petitions for a writ of administrative mandamus, and more.
(1 Hour of General MCLE Credit)

Lisa Duarte, Commissioner, FEHC, and Partner, Minami Lew & Tamaki, San Francisco

Paul R. Ramsey, Chief Counsel, DFEH, Sacramento

Steven C. Owyang, Executive and Legal Affairs Secretary, FEHC, San Francisco

Panel Moderator:
Suzanne M. Ambrose, Supervising Deputy Attorney General and Former Chief Counsel of DFEH, Sacramento

Introduction by:
Phyllis W. Cheng, Deputy Attorney General, Office of Attorney General, and Former FEHC Commissioner, Los Angeles

The Labor and Employment Law Section 21 st Annual Meeting	
PROGRAM REGISTRATION FORM	
GENERAL SESSION 11:15 – 12:15 pm	<p>“The Hot Psychological Issues in Employment Disputes” (1 Hour of MCLE Credit)</p> <p>Speaker: Paul S.D. Berg, PhD., Oakland</p> <p>Introduction by: Tracey A. Kennedy, Sheppard, Mullin, Richter & Hampton LLP, Los Angeles</p>
12:15 – 1:30 pm	Lunch
GENERAL SESSION 1:30 – 2:30 pm	<p>“Employment Litigation Tricks of The Trade” (1 Hour MCLE Credit)</p> <p>Speaker: David P. Strauss, Strauss & Asher, San Diego, Employee-side lawyer</p> <p>Angel Gomez, Partner, Epstein Becker & Green, Los Angeles, Management-side lawyer</p>
2:30 – 2:45 pm	Break
CONCURRENT SESSIONS 2:45 – 4:00 pm	<p>“Predicting the Future In The Public Sector” (1.25 Hours of General MCLE Credit)</p> <p>Panelists: Roz Wolf, California Teachers Association</p> <p>Melanie M. Poturica, Managing Partner, Liebert Cassidy Whitmore, Los Angeles</p> <p>Panel Moderator: Carol Vendrillo, Arbitrator, California Public Employee Relations Program, and Immediate Past Chair of Executive Committee</p>
2:45 – 4:00 pm	<p>“How to Win Your Employment Discrimination Case at the Summary Judgment Stage: A Perspective From the Plaintiff, the Defendant, and the Bench” (1.25 Hour MCLE Credit)</p> <p>Panelists: Michael H. Crosby, Law Offices of Michael H. Crosby, San Diego</p> <p>Julianna Yasinski, Williams Yasinski, LLP, Los Angeles</p> <p>Hon. James C. Chalfant, Los Angeles County Superior Court Judge</p> <p>Hon. Aurelio N. Munoz, Los Angeles County Superior Court Judge</p> <p>Panel Moderator: Rupert A. Byrdsong, Ivie, McNeill & Wyatt, Los Angeles</p>
4:00 – 4:15 pm	Break
4:15 – 5:15 pm	<p>“Elimination Of Bias In The Courtroom” (1 Hour of MCLE Credit for Elimination of Bias in the Legal Profession)</p> <p>Speaker: J. Anthony Vittal, Finestone, Richter & Vittal, Los Angeles</p>
5:15 pm	Concluding Remarks
SUNDAY, OCTOBER 12, 2003	
8:00 – 9:00 am	Contental Breakfast
8:30 – 9:30 am	Labor & Employment Law Section Executive Committee Meeting
9:30 – 12:00 Noon	Quarterly Executive Committee Meeting

The Labor and Employment Law Section 21st Annual Meeting

PROGRAM REGISTRATION FORM

Bar #

Name

Firm/Organization

Address

City, State, Zip Code

Phone

Fax

Email

Badge Information

First Name or Nickname (as you wish it to appear on your badge) limit to 20 characters

Spouse/Guest Name

Identify Your Practice (Public, private, plaintiff, defense, union, management, in-house, neutral)

Your name and address may be disclosed to other 2003 Annual Meeting Attendees and exhibitors/vendors.

Registration Fees
(Includes: Conference registration, program materials, Friday and Saturday Continental break-fast and luncheons)

☐ Labor and Employment Law Section Members\$350
 ☐ Non-section Members\$450
 ☐ Full-time Students\$150
 ☐ Please credit \$60 of my non-member registration fee to my 2004 Section dues.

Amount Enclosed/to be Charged \$

COURSE SELECTOR

Please check the appropriate box of the programs or events you plan to attend:

Friday, October 10, 2003

8:00 a.m.

☐ Continental Breakfast (check if you plan on attending)

11:00 - 12:15 pm

☐ [1] “Update On New Developments in Public Sector Labor Law During the Past Year”
 ☐ [2] “Making Sense Of The New Judicial Council Form Jury Instructions for Employment Cases”
 ☐ [3] “Top Ten Employment Issues That Corporate Counsel Face”

12:15 pm

☐ 12:15 Lunch

4:45 p.m.

☐ Reception (check if you plan on attending)

Saturday, October 11, 2003

8:00 a.m.

☐ Continental Breakfast (check if you plan on attending)

12:15 pm

☐ 12:15 Lunch

2:45 - 4:00 pm

☐ [4] “Predicting the Future In The Public Sector”
 ☐ [5] “How to Win Your Employment Discrimination Case at the Summary Judgment Stage: A Perspective From the Plaintiff, the Defendant, and the Bench”

Credit Card Information (VISA/MasterCard Only)

I/We authorize the State Bar of California to charge my/our program registration to my/our VISA/MasterCard account. (No other credit cards will be accepted.)

Account Number

Exp. Date

Cardholder's Name

Cardholder's Signature

Labor and Employment Law Annual Meeting

As labor and employment law practitioners - in private and public practice, within companies and unions, and in the ADR realm - we, like the rest of the world, are seeing the very way we live and do business change almost daily. What do we need to know to practice in our changing field today, and tomorrow? The Annual Meeting this year focuses not only on recent changes in labor and employment law and the practical implications of those changes, but also on what the future may hold in our field and how we can prepare for it.

The Hilton Bay Resort is surrounded by over 4,600 acres of pristine beaches and secluded islands, the resort is situated in Mission Bay Park, an aquatic preserve and natural paradise. It is conveniently located off Interstate 5, we're just 10 minutes from the International Airport and right in the center of San Diego's many exciting attractions: Sea World Aquatic theme park, the world-famous San Diego Zoo, Old Town Historical Park Marina Village shops and minutes from downtown San Diego. This oasis sets in the middle of sun, sand and sea. Set sail into sparkling Mission Bay from the Hilton's private dock where catamarans, windsurf boards, wave runners, aqua cycles and sailboats await your command.

Labor and Employment Law Section 21st Annual Meeting Program Committee

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Williams Yasinski

Theresa Raglen
State Bar of California

Program Registration Information

Registration:

Registration fees include admission to the Friday-Saturday MCLE-accredited programs, Friday-Saturday continental breakfast, breaks, and lunches, Friday night reception, and the program materials. Registration fees are \$350 for members of the Labor & Employment Law Section of the State Bar of California, \$425 for non-members and \$150 for full-time law students.

Your registration must be received no later than October 7, 2003. Three ways to register are as follows:

REGISTER ONLINE at www.ieventreg.com/event/labor. Registering is quick and easy. Go to www.ieventreg.com/event/labor and click on the program name, or wait for our email invitation which will include a link to register. Last day to register online is October 7, 2003.

By Mail: Please send your completed registration form and check payable to the State Bar of California/E482SAM: Program Registrations, The State Bar of California, 180 Howard Street, San Francisco, CA 94105-1639.

By Fax: Please fax your registration form with you Credit card information to Program Registrations at (415) 538-2368 by October 7, 2003. Only faxes accompanied with the appropriate credit card information will be processed.

Cancellations/Refunds:

A refund, less a non-refundable fee of \$50 will be made to all registration cancellations received in writing by October 3, 2003. Substitute registrants are allowed but must register in their own name at the meeting to receive MCLE credit.

Hotel Reservations:

A limited number of rooms has been reserved at the Hilton San Diego Resort, San Diego, California at a special rate of \$185 plus tax per night. For reservations, please call the hotel directly at 619.276.4010 or central reservations at 800.445.8667 no later than September 22, 2003. Reservations made after the September 22nd cutoff will be taken on a space-and-rate-available basis. Be sure to mention you are with the State Bar of California Labor and Employment Law Section's 21st Annual Meeting to obtain the group rate. Each registrant is responsible for his or her own reservations.

Airline Discounts:

The State Bar of California has a discount program with United Airlines. The discounts are 10% off unrestricted full coach fares and 5% off any published (often restricted) fares. To make reservations or for additional information, please call the United Group Meeting Desk at (800) 521-4041 and refer to file number 550QX.

Special Assistance:

For special assistance, please call (415) 538-2585. For registration information, please call Program Registrations at (415) 538-2508. For program content information, please call Theresa Raglen, Meeting & Event Administrator at (415) 538- 2393.